

ORDINANCE NO. 08-75

ORDINANCE APPROVING A FINAL PLAT OF SANTA FE SUBDIVISION. **PROPERTY LOCATED AT 3870 EAST 5 AVENUE, HIALEAH, FLORIDA.** ACCEPTING ALL DEDICATION OF AVENUES OR OTHER PUBLIC WAYS, TOGETHER WITH ALL EXISTING AND FUTURE PLANTING OF TREES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING PENALTIES FOR VIOLATION HEREOF; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Board at its meeting of August 13, 2008 recommended approval of this ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The final plat of Santa Fe Subdivision, submitted by Ramon M. Estrada and Liana H. Estrada, husband and wife, is hereby accepted. Property located at 3870 East 5 Avenue, Hialeah, Miami-Dade County, Florida, zoned R-1 (One-Family District), classified under the Future Land Use Map as Low Density Residential, and legally described as follows:

THE EAST 80 FEET OF TRACT 24-F-A, OF REVISED PLAT OF THE REVISED PLAT OF THE FOURTEENTH ADDITION TO THE CITY OF HIALEAH, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 31, AT PAGE 29, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LYING AND BEING IN MIAMI-DADE COUNTY, FLORIDA; TOGETHER WITH THAT PORTION OF THE NORTH ½ OF THE 12 FOOT ALLEY LYING SOUTH AND ADJACENT THERETO, CLOSED PURSUANT TO HIALEAH, FLA., ORDINANCE 94-07 (JAN. 25, 1994), AS RECORDED IN OFFICIAL RECORDS BOOK 18608, AT PAGE 2227 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA.

Section 2: All dedication of avenues or other public ways together with all existing and future planting, trees, shrubbery and fire hydrants thereon are hereby accepted.

Section 3: Repeal of Ordinances in Conflict.

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 4: Penalties.

Every person violating any provision of the Code or any ordinance, rule or regulation adopted or issued in pursuance thereof shall be punished by a civil penalty not to exceed \$500.00 within the discretion of the court or administrative tribunal having jurisdiction. Each act of violation and each day upon which any such violation shall occur shall constitute a separate offense. In addition to the penalty prescribed above, the city may pursue other remedies such as abatement of nuisance, injunctive relief, administrative adjudication and revocation of licenses or permits.

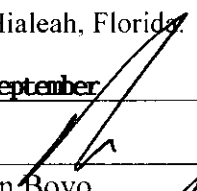
Section 5: Severability Clause.

If any phrase, clause, sentence, paragraph or section of this ordinance shall be declared invalid or unconstitutional by the judgment or decree of a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or section of this ordinance.

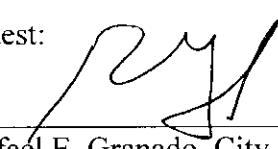
Section 6: Effective Date.

This ordinance shall become effective when passed by the City Council of the City of Hialeah, Florida, and signed by the Mayor of the City of Hialeah, Florida.

PASSED and ADOPTED this 9th day of September, 2008.



Esteban Bovo
Council President

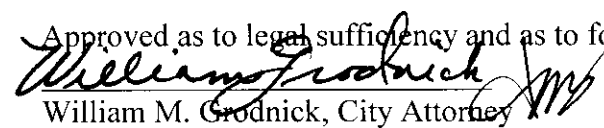
Attest:  Approved on this 10 day of September, 2008.

Rafael E. Granado, City Clerk



Mayor Julio Robaina

Approved as to legal sufficiency and as to form:



William M. Grodnick, City Attorney

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Ordinance was adopted by a 6-0-1 vote with Councilmembers Bovo, Caragol, Casals-Muñoz, Gonzalez, Hernandez, and Yedra voting "Yes" and Councilmember Garcia-Martinez absent.